

Notice of Allowability

Application No.

10/020,838

Examiner

Hieu Le

Applicant(s)

BROWN ET AL.

Art Unit

2142

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to RCE filed May 30, 2006.
2. ☒ The allowed claim(s) is/are 1-3.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date see attached
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.


ANDREW CALDWELL
SENIOR PATENT EXAMINER

Information Disclosure Statements Enclosed:

05/30/2006

09/07/2004

03/09/2004

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

2. In specification page 1, replace paragraph 1 with :

This application is a continuation of U.S. Patent Application Serial No. 09/699,132 filed on 10/27/00, now U.S. Patent No. 6,480,896, which claims priority of U.S. Provisional Patent Application Serial Nos. 60/161,901 filed on 10/27/99; 60/162,989 filed on 11/1/99; 60/162,802 filed on 11/1/99; 60/162,801 filed on 11/1/99; 60/182,864 filed on 2/16/00; and 60/185,192 which was filed on 2/25/00 and is a continuation-in-part of U.S. Patent Application Serial No. 09/565,627 filed 5/4/00, now U.S. Patent No. 6,571,141, which claims priority of U.S. Provisional Application Serial No. 60/132,693 filed 5/4/99, and is a continuation-in-part of U.S. Patent Application Serial No. 09/205,627 filed 12/3/98, which claims priority of U.S. Provisional Application Serial No. 60/067,466 filed 12/4/97, now U.S. Patent No. 6,209,037, and is a continuation-in-part of U.S. Patent Application Serial No. 09/191,981 filed 11 /13/98, now abandoned, which is a continuation of U.S. Patent Application Serial No. 08/656,421 filed 5/30/96, now U.S. Patent No. 5,867,385, which is a continuation-in-part of U.S. Application Serial No. 08/454,736 filed 5/30/95, now U.S. Patent No. 5,691,897.

Reasons for Allowance

3. The following is an examiner's statement of reasons for allowance:

Regarding to claims 1, Brown et al. (US Patent 5,691,897), Jone et al. (US Patent 6,216,173), Wilson et al. (US Patent 5,392,207), these ~~Patent claims~~ ^{patents} fail to teach

~~recites, and/or~~ "providing a control software system for generating hardware dependent motion media based on hardware independent motion programs", "using the client browser to identify over the distributed network a selected hardware independent motion program from the plurality of hardware independent motion programs stored by the content server", and "generating selected hardware dependent motion media at the control software system based on the selected hardware independent motion program; and transmitting the selected hardware dependent motion media over the distributed network to operate the target device associated with the client browser based on the selected hardware dependent motion media", in claim 1.

4. Claims 1-3 are allowed.

5. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hieu Le whose telephone number is (571) 272-3897.

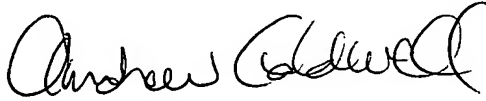
The examiner can normally be reached on Monday to Friday from 7:30 AM to 4:00 PM.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Caldwell Andrew, can be reached on (571) 272-3868. The fax phone number for this Group is (571)-273-3897.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (571) 273-8300.

Hieu Le


ANDREW CALDWELL
SUPERVISOR PATENT EXAMINER